



## U.S. Department of Justice

Executive Office for Immigration Review

*Office of the General Counsel*

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5107 Leesburg Pike, Suite 2150  
Falls Church, Virginia 22041

July 2, 2020

Matthew Hoppock  
MuckRock News  
DEPT MR  
411A Highland Ave  
Somerville, MA 02144-2516

Re: FOIA 2020-24486

Dear Mr. Hoppock,

This letter is in response to your Freedom of Information Act (FOIA) request to the Executive Office for Immigration Review (EOIR) in which you seek guidance to immigration judges regarding the Migrant Protection Protocols.

We previously sent you documents responsive to this request as 2019-54056. We conducted a search for guidance documents postdating that request and found no additional responsive documents.

We previously produced the requested e-mail titled "termination", with appropriate redactions, as part of 2019-54056. There were no attachments to that e-mail.

We previously produced the requested document "MPP Tips", with appropriate redactions, as part of 2019-54056.

We conducted a search for the OGC guidance referenced in ACIJ Martin's e-mail of September 18, 2019. However, no responsive documents were found. It appears the referenced guidance originated from the Office of the Chief Immigration Judge. We have included the guidance, but withheld portions pursuant to 5 USC 552(b)(5) to protect pre-decisional and/or privileged information.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. *See* 5 U.S.C. § 552(c) (2006 & Supp. IV 2010). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist. *See* <http://www.justice.gov/oip/foiapost/2012foiapost9.html>.

You may contact our FOIA Public Liaison at the telephone number 703-605-1297 for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001, e-mail at [ogis@nara.gov](mailto:ogis@nara.gov); telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Sixth Floor, 441 G. St. NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's FOIA STAR online portal by creating an account on the following web site: <https://www.justice.gov/oip/submit-and-track-request-or-appeal>. Your appeal must be postmarked or electronically transmitted within 90 days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

Sincerely,

*Joseph Schaaf*

Joseph R. Schaaf  
Senior Counsel for Administrative Law